



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

WASHINGTON, D.C. 20460

MEMORANDUM

SUBJECT: Recusal Statement

FROM: Clinton Woods
Deputy Assistant Administrator



3/30/18

TO: William L. Wehrum
Assistant Administrator

I have previously consulted with the Office of General Counsel/Ethics (OGC/Ethics) and been advised about my ethics obligations. This memorandum formally notifies you of my continuing obligations to recuse myself from participating personally and substantially in certain matters in which I have a financial interest, or a personal or business relationship.

FINANCIAL CONFLICTS OF INTEREST

As required by 18 U.S.C. § 208(a), I will not participate personally and substantially in any particular matter in which I know that I have a financial interest directly and predictably affected by the matter, or in which I know that a person whose interests are imputed to me has a financial interest directly and predictably affected by the matter, unless I first obtain a written waiver, pursuant to 18 U.S.C. § 208(b)(1), or qualify for a regulatory exemption, pursuant to 18 U.S.C. § 208(b)(2). I understand that the interests of the following persons are imputed to me: any spouse or minor child of mine; any general partner of a partnership in which I am a limited or general partner; any organization in which I serve as officer, director, trustee, general partner or employee; and any person or organization with which I am negotiating or have an arrangement concerning prospective employment.

I have consulted with OGC/Ethics and been advised that, apart from my spouse's employment, I do not currently have any financial conflicts of interest. I am recused from participating personally and substantially in any particular matter that would have a direct and predictable effect on my spouse's current employer, Fayette County Public Schools. I will not participate personally and substantially in any particular matter that affects Fayette County Public Schools as a specific party or as a member of an affected class.

OBLIGATIONS UNDER THE IMPARTIALITY PROVISIONS

As an Administratively Determined (AD) appointment, I have been advised by OGC/Ethics that I am not subject to Executive Order 13770 and I am not required to sign President Trump's Ethics Pledge. But as an executive branch employee, I understand that I am subject to the federal impartiality standards and have a one-year cooling off period with my former employer. Therefore, I will not participate personally and substantially in any particular matter involving specific parties in which **The Council of State Governments** or its affiliate,



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the **Association of Air Pollution Control Agencies**, is a party or represents a party, unless I am first authorized by OGC/Ethics to participate, pursuant to 5 C.F.R. § 2635.502(d). I understand that under the federal impartiality standards, I am also recused from participation in any specific party matter in which the **Keep Lexington Beautiful Commission** is a party or represents a party.

For federal ethics purposes, I understand that my recusal remains in effect for one year from the date I resigned, and this federal ethics limitation does not extend to particular matters of general applicability, such as rulemaking. My recusal will end with regard to The Council of State Governments and its affiliate, the Association of Air Pollution Control Agencies, on December 8, 2018, and November 2, 2018 for the Keep Lexington Beautiful Commission. I will consult with OGC/Ethics should a situation arise in which I seek an impartiality determination to authorize my participation in a specific party matter involving any of these entities.

SCREENING ARRANGEMENT

In order to ensure that I do not participate in matters relating to the entities listed above, I will instruct Josh Lewis, Chief of Staff, and Mandy Gunasekara, Principal Deputy Assistant Administrator, to assist in screening EPA matters directed to my attention that involve these entities. All inquiries and comments involving the entities on my recusal list should be directed to Josh or Mandy without my knowledge or involvement until after my recusal period ends.

If Josh or Mandy determine that a particular matter will directly involve any of the entities listed above, then they will refer it for action or assignment to another, without my knowledge or involvement. In the event that they are unsure whether an issue is a particular matter from which I am recused, then they will consult with OGC/Ethics for a determination. I will provide a copy of this memorandum to my principal subordinates with a copy to Justina Fugh, Senior Counsel for Ethics.

UPDATE AS NECESSARY

In consultation with OGC/Ethics, I will revise and update my recusal statement whenever warranted by changed circumstances, including changes in my financial interests, changes in my personal or business relationships, or any changes to my EPA duties. In the event of any changes to my recusal or screening arrangement, I will provide a copy of the revised recusal statement to you and OGC/Ethics.

cc: Elizabeth Shaw, Deputy Assistant Administrator
Justina Fugh, Senior Counsel for Ethics